



**94TH GENERAL ASSEMBLY**  
**State of Illinois**  
**2005 and 2006**  
**HB1328**

Introduced 02/09/05, by Rep. Robert Rita - Joseph M. Lyons

**SYNOPSIS AS INTRODUCED:**

70 ILCS 2605/3

from Ch. 42, par. 322

Amends the Metropolitan Water Reclamation District Act. Provides for the election of Metropolitan Water Reclamation District commissioners from the same subdistricts as members of the Cook County Board of Review. Phases in the election from the subdistricts at the 2006, 2008, and 2010 general elections. Authorizes cumulative voting for commissioners. Changes the terms of commissioners from 6 years to a combination of 4-year and 2-year terms. Effective immediately.

LRB094 08303 AJO 38495 b

1 AN ACT concerning local government.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Metropolitan Water Reclamation District Act  
5 is amended by changing Section 3 as follows:

6 (70 ILCS 2605/3) (from Ch. 42, par. 322)

7 Sec. 3. The corporate authority of the Sanitary District of  
8 Chicago shall consist of 9 commissioners ~~nine trustees~~.  
9 Commissioners shall be elected at the general election from the  
10 same geographical subdistricts from which members of the Cook  
11 County Board of Review are elected. No political party shall  
12 limit its nominations to less than 2 candidates for  
13 commissioner in any subdistrict. In electing commissioners,  
14 including those for nomination, each elector may cast 3 votes  
15 for one candidate or distribute them equally among no more than  
16 3 candidates. The candidates highest in votes shall be declared  
17 elected.

18 Three commissioners shall be elected from the first  
19 subdistrict in 2006 for terms of 4 years and in 2010 for terms  
20 of 2 years.

21 Three commissioners shall be elected from the second  
22 subdistrict in 2008 for terms of 4 years.

23 Three commissioners shall be elected from the third  
24 subdistrict in 2010 for terms of 2 years.

25 Beginning with the election of commissioners in 2012,  
26 commissioners from the first subdistrict shall be elected for  
27 4-year terms, 4-year terms, and 2-year terms; commissioners  
28 from the second subdistrict shall be elected for 4-year terms,  
29 2-year terms, and 4-year terms; and commissioners from the  
30 third subdistrict shall be elected for 2-year terms, 4-year  
31 terms, and 4-year terms. ~~Such trustees shall be elected for~~  
32 ~~staggered terms at the election provided by the general~~

1 ~~election law. Three trustees shall be elected at each such~~  
2 ~~election to succeed the 3 trustees whose terms expire in such~~  
3 ~~year.~~

4 The commissioners ~~Such trustees~~ shall take office on the  
5 first Tuesday after the first Monday in the month following the  
6 month of their election and shall hold their offices ~~for six~~  
7 ~~years~~ and until their successors shall be elected and  
8 qualified. ~~In all elections for trustees each elector may vote~~  
9 ~~for as many candidates as there are trustees to be elected, but~~  
10 ~~no elector may give to such candidates more than one vote, it~~  
11 ~~being the intent and purpose of this Act to prohibit cumulative~~  
12 ~~voting in the selection of members of the board of the sanitary~~  
13 ~~district.~~

14 The election of the commissioners ~~trustees~~ shall be in  
15 accordance with the provisions of the general election law.

16 By reason of the importance and character of the services  
17 performed by the sanitary district, there is a great need and  
18 it is in the public interest that those ~~such~~ services be  
19 performed in as near a non-partisan character as possible.

20 When a vacancy exists in the office of commissioner  
21 ~~trustees of any sanitary district organized under the~~  
22 ~~provisions hereof~~, the vacancy shall be filled by appointment  
23 by the Governor. If 28 or fewer months remain in the term of  
24 the vacant office, the appointment shall be for the remainder  
25 of the term. If more than 28 months remain in the term of the  
26 vacant office, the appointment shall be until the next general  
27 ~~regular~~ election at which a commissioner shall be ~~trustees of~~  
28 ~~the Sanitary District of Chicago are~~ elected for the remainder  
29 of the term, and thereafter until a successor shall be elected  
30 and qualified.

31 The ~~Such~~ sanitary district shall from the time of the first  
32 election held by it under this Act be construed in all courts  
33 to be a body corporate and politic, and by the name and style  
34 of the sanitary district of....., and by such name and style may  
35 sue and be sued, contract and be contracted with, acquire and  
36 hold real estate and personal property necessary for corporate

1 purposes, and adopt a common seal and alter the same at  
2 pleasure.

3 The board of commissioners ~~trustees~~ shall have the power to  
4 change the name of the Sanitary District of Chicago by  
5 ordinance and public notice without impairing the legal status  
6 of acts theretofore performed by said district. Thereafter any  
7 and all references to the Sanitary District of Chicago in this  
8 Act or otherwise shall mean and include the name under which  
9 such sanitary district is then operating. No rights, duties or  
10 privilege of such a sanitary district, or those of any person,  
11 existing before the change of name shall be affected by a  
12 change, in the name of a sanitary district. All proceedings  
13 pending in any court in favor of or against such sanitary  
14 district may continue to final consummation under the name in  
15 which they were commenced.

16 (Source: P.A. 83-345.)

17 Section 99. Effective date. This Act takes effect upon  
18 becoming law.